

# FOLEY ! LARDNER

ATTORNEYS AT LAW

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# FACSIMILE TRANSMISSION

### Total # of Pages 19 (including this page)

TO:	PHONE #:	FAX #:
Examiner Lacourciere U.S. Patent & Trademark Office		703/746-5206

From: Barry S. Wilson

Email Address: bwilson@foleylaw.com

Sender's Direct Dial: 858.847.6722

**Date**: February 26, 2002

Client/Matter No: 039316-0700

**User ID No: 3067** 

#### MESSAGE:

Re:

U.S. Patent Application Serial No.: 09/696,791

Filed: October 25, 2000

Title: RIBOZYME THERAPY FOR THE TREATMENT OF PROLIFERATIVE SKIN AND EYE DISEASES

Inventor: Robbins et al

Our Docket No.: IMMUS1170 (039316-0700) (formerly 480124.407)

Please find attached, pursuant to your telephone request of February 25, 2002, copies of documents filed by this firm in connection with the above-referenced utility patent application.

Once you have had a chance to review the file, please advise as to the status of this application at your earliest opportunity.

Pridge McDougall Secretary to Barry S. Wilson

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6700.

Convetor		
Operator:	Time Sent:	Return Original To:
		Pridge McDougall
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CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROMIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

023.211378.1

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California	)		
County of SAN DIEGO	<b>SS.</b>		
The state of the s	<del></del> J		
On/ - 2.6 - 0.1 before me/	Audrey L. Wood  Name and Tille of Officer (e.g., "Jane Doe Noisey Justic")  Shine and Richard Tritz.  Name(e) of Signer(s)		
personally appeared Jode M. Rob	bins and Richard Tritz		
	personally known to me proved to me on the basis of satisfactory evidence		
AUDREY L. WOOD  Commission # 12/6282  Notary Public - California Scn Diego County  My Comm. Stores May 14, 2003	to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.		
	WITNESS my hand and official seal.		
	0121		
Place Notary Seal Above	Auding & GOTA Aughburg of Novary Public		
Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.			
Description of Attached Document  Title or Type of Document: ASSIGNMENT			
Document Date: 1/26/01	Number of Pages:		
Signer(s) Other Than Named Above: None			
Capacity(ies) Claimed by Signer Signer's Name:	RIGHT THUMBPRINT		
Individual	OF SIGNER Top of thumb here		
Corporate Officer — Title(s):	Top or the little		
☐ Partner → ☐ Limited ☐ General			
☐ Attorney in Fact			
☐ Trustee ☐ Guardian or Conservator			
Guardian or Conservator  Guardian or Conservator			
Signer Is Representing:			

Atty. Dkt. No. 039316/2008 Formerly 480124,407

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Robbins, et al.

Title;

RIBOZYME THERAPY FOR THE TREATMENT OF PROLIFERATIVE

SKIN AND EYE DISEASES

Appl. No.:

09/696,791

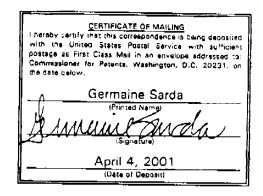
Filing Date: 10/25/2000

Examiner:

Not Yet Assigned

Art Unit:

1614



### TRANSMITTAL OF MISSING PARTS OF PATENT APPLICATION

Commissioner for Patents Washington, D.C. 20231

Attn: BOX MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed on January 4, 2001, in the above-identified application, transmitted herewith are the missing parts needed to complete the filing of the subject patent application.

#### Enclosed are:

- [X] Inventor Declaration (2 pages)
- Revocation of Prior Power of Attorney and Power of Attorney by Assignee (2 pages) (Copy of Assignment attached - 3 pages)
- [X] Verified Statement Claiming Small Entity Status Small Business Concern (2) pages)
- [X] Copy of Notice to File Missing Parts (Part 2 of Form PTO-1533)
- [X] Other: Petition for Extension of Time One Month
- [ X ] Check in the amount of \$1360.00 in payment of basic filing fee (\$355.00) (37 C.F.R. § 1.16(a)); additional claim fees (\$885.00) (37 C.F.R. § 1.16(c)&(d)); surcharge fee (\$65.00) (37 C.F.R. § 1.16(e)); and in payment for one-month extension of time (\$55.00)(37 C.F.R. §1.136(a).

Atty. Dkt. No. 039316/2008 Formerly 480124.407

- [X] Return Postcard
- [X] Applicant hereby petitions the Commissioner under 37 C.F.R. §1.136(a) for a one-month extension of timefor response in the above-identified application for the period required to make the attached response timely.

The extension fee for response within the first month is \$55.00. A check for this amount is enclosed herewith.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Attorney for Applicant

Registration No. 39,431

FOLEY & LARDNER 402 West Broadway

23rd Floor

San Diego, California 92101-3542

Telephone: (619) 685-6465

Facsimile:

(619) 234-3510

Page 1 of 2



# UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION MINIBER

FILING RECEST CATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/696,791

10/25/2000

Joan M Robbins

480124,407

00500 SEED INTELLECTUAL PROPERTY LAW GROUP PLLC 701 FIFTH AVE SUITE 6300 SEATTLE, WA 95104-7092



Date Mailed: 01/04/2001

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
   Applicant must submit-\$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1770.
  - = \$1530 for 85 total claims over 20.
  - \$240 for 3 independent claims over 3.
- The oath or declaration is missing.
   A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2610.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

NO. 6231

ATTORNEY DOCKET: 039316/2008

DATE MARLED: <u>04/04/01</u>

APPLICANT: Robbins, et al.

MDC

ATTY/SEC: BSW/gss

SERIAL NO.: 09/696,791 FILED: October 25, 2000

APR 1 6 2001

INSPECTED BY: 250%

TITLE: RIBOZYME THERAPY FOR THE TREATEMENT OF PROLIFERATIVE SKIN AND EYE

### Papers enclosed:

RECEIVED

TRANSMITTAL (2 PAGES) (IN DEPLICATE)

APR 1 6 20101

INVENTOR DECLARATION (SIGNED) (2 PAGES)

REVOCATION OF PRIOR POWER OF ATTORNE PREY ASSIGNEE (SIGNED) (2 PAGES) COPY OF ASSIGNMENT ATTACHED (FRACES) ARDNER VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS (SIGNED) (2 PACE

COPY OF NOTICE TO FILE MISSING PARTS (PART 2 OF FORM PTO-1313 P
PETITION FOR I-MONTH EXTENSION OF TIME (555.00)

PETITION FOR I-MONTH EXTENSION OF TIME (\$55.00)

PAYMENT OF SURCHARGE FEE (\$65.00) PAYMENT OF BASIC FILING PEE (\$885.00)

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APR 0 9 2001

RECEIVED BY THE UNITED STATES PATENT AND TRADENDED CHAPTER

DISCASES

#### Papers enclosed:

TRANSMITTAL (2 PAGES) (IN DUPLICATE)

E INVENTOR DECLARATION (SIGNED) (2 PAGES)

REVOCATION OF PRIOR POWER OF ATTORNEY AND POWER OF ATTORNEY BY ASSIGNEE (SIGNED) (2 PAGES) COPY OF ASSIGNMENT ATTACHED (3 PAGES) VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS (SIGNED) (2 PAGES) ×

COPY OF NOTICE TO FILE MISSING PARTS (PART 2 OF FORM PTO-1533)

PETITION FOR 1-MONTH EXTENSION OF TIME (\$55.00) X

PAYMENT OF SURCHARGE FEE (\$65.00)

PAYMENT OF BASIC FILING FEE (\$885.00)

CHECK # 43543 IN THE AMOUNT OF \$1360.00 IS ENCLOSED

RECEIVED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Received from < > at 2/26/02 2:28:00 PM [Eastern Standard Time]	FOLEY & LARDNER